

Appln. No. 10/789,713
Amendment dated July 8, 2005
Reply to Office Action mailed May 5, 2005

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims (deleted text is struck through and added text is underlined):

1. through 9. (Cancelled)

10. (Currently Amended) The ~~A retaining~~ device of claim 1, further for an item of apparel comprising:

a flexible band having an interior surface, said flexible band being conformable around an extremity of a user;

a fastening member on the interior surface of said flexible band, said fastening member being capable of selective fastening to a complementary fastening member on an item of apparel;

a pocket positioned on the interior surface of said flexible band, said pocket selectively retaining a user accessory, said pocket having an open side for permitting insertion of the user accessory in said pocket through said open side, said open side of said pocket being positioned in spaced relationship from an edge of said flexible band to inhibit access to said pocket when said flexible band is being worn by the user, said pocket being visually obscured by said flexible band;

said flexible band being formed in a generally round shape and having an interior surface abutting the item of apparel, said flexible band having an exterior surface opposite said interior, said exterior surface includes a indicia;

at least one illumination member operationally coupled to said flexible band;

wherein said ~~engagement means further comprises a~~ fastening member is selected from the group of fastening members consisting of a clip, snap, hook and loop fastener, teeth, clasp and velvet; and

wherein said flexible band is shaped in the appearance of an organic form.

11. through 16. (Cancelled)